

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Richmond Division**

JONATHAN KINKER, Plaintiff,)	
)	
)	
v.)	CIVIL NO. 3:15cv005 (JAG)
)	
CAROLYN W. COLVIN, Acting Commissioner of Social Security, Defendant.)	
)	
_____)	

ORDER

This matter is before the Court on the Report and Recommendation of the Magistrate Judge entered on January 11, 2016 (ECF No. 16). The time to file objections has expired and neither party has objected to the Report and Recommendation. Having considered the matter and deeming it otherwise proper and just to do so, it is hereby ORDERED:

- (1) The Report and Recommendation of the Magistrate Judge is ACCEPTED and ADOPTED as the OPINION of the Court.
- (2) Plaintiff's Motion for Summary Judgment or in the Alternative, Motion for Remand (ECF Nos. 12 and 13) is GRANTED.
- (3) Defendant's Motion for Summary Judgment (ECF No. 15) is DENIED.
- (4) The decision of the Commissioner is VACATED and REMANDED.
- (5) This case is CLOSED.

Let the Clerk of the Court send a copy of this Final Order to all counsel of record.

It is so ORDERED.

<div style="text-align: center;"><div style="display: flex; align-items: center; justify-content: center;"><div style="margin-right: 5px;">/s/</div><div style="font-size: 2em; font-family: cursive;">J. A. Gibney, Jr.</div></div><div style="margin-top: 5px;">John A. Gibney, Jr. United States District Judge</div></div>
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Richmond, Virginia
Date: 1/27/16